

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

DOCKET NO. 2002-170

JUNE 25, 2002

TENANTS HARBOR STANDARD WATER DISTRICT
Proposed Rates and Terms and Conditions
And Request to Extend Service Territory

ORDER

WELCH, Chairman; NUGENT and DIAMOND, Commissioners

I. SUMMARY

We approve the Tenants Harbor Standard Water District (District) request to extend its service area to include Tax Map 11, Lot 72 in the Town of St. George (Town), Maine.

II. BACKGROUND

On March 29, 2002, the District filed with the Commission a request to extend its service area to include Tax Map 11, Lot 72 in the Town of St. George. The District's service area was initially determined by the Department of Environmental Protection (DEP) and is specified in the District's Charter. Pursuant to its Charter, the District may serve residents and other establishments in its designated service territory. The District is also authorized to provide service to persons or entities located outside the territory of the District whose water sources are contaminated or potentially contaminated by hazardous substances, provided that the cost of the extension of facilities to such persons or entities is funded by the State pursuant to M.R.S.A. Title 38, Section 1364, Subsection 5.

Tax Map 11, Lot 72 is outside the District's authorized service area, but obtains its water supply from a well. The DEP has requested the District to extend its service area to include Tax Map 11, Lot 72 because pump tests have shown connectivity between the private well on that lot and the District's wells.

The District is a public utility organized under Chapter 17, Private and Special Laws of 1997 and amendments thereto. It seeks authority pursuant to 35-A M.R.S.A. § 2110 to extend its service in and to the portion of the Town described as Tax Map 11, Lot 72. No other utility is now furnishing similar service in that area. We find that the proposed extension of service area to include Tax Map 11, Lot 72 in the Town of St. George is reasonable.

Accordingly, we

O R D E R

1. That the Tenants Harbor Standard Water District is authorized to extend water service in and to Tax Map 11, Lot 72 in the Town of St. George, Maine; and

2. That the Tenants Harbor Standard Water District within twenty (20) days hereof shall file with the Secretary of State a certificate exhibiting authorization by this Commission for the extension of its service area in accordance with the provisions of 35-A M.R.S.A. § 2110.

Dated at Augusta, Maine this 25th Day of June 2002.

BY ORDER OF THE COMMISSION

Dennis L. Keschl
Administrative Director

COMMISSIONERS VOTING FOR: Welch
 Nugent
 Diamond

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within **21 days** of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Appellate Procedure.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.